

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA**

IN RE WAL-MART WAGE AND HOUR  
EMPLOYMENT PRACTICE LITIGATION

**MDL 1735**

2:06-CV-00225-PMP-PAL  
(BASE FILE)

THIS DOCUMENT RELATES TO ALL  
CASES EXCEPT  
KING v. WAL-MART STORES, INC.,  
CASE NO. 07-1486-WY

**NOTICE OF ALLOCATION ORDER AND REQUEST FOR COURT ORDER  
INSTRUCTING CLAIMS ADMINISTRATOR TO RELEASE PAYMENT  
OF ATTORNEYS' FEES TO PLAINTIFFS' CLASS COUNSELS**

COME NOW Class Counsel and Co-Lead Counsel Robert Bonsignore and provide notice relating to this Court's prior order directing an aggregate payment in the amount of \$28,233,050.00 be paid to Plaintiffs' Class Counsel in attorneys' fees. On January 10, 2011 in accordance with Paragraph 22.9 of the Settlement Agreement as approved and adopted by this Court, the Hon. Layn Phillips (ret.) allocated attorney fees. The undersigned advance that no just reason exists for the Claims Administrator to hold those funds and that it should be ordered to disburse payment forthwith.

1. On November 2, 2009, this Court entered an Order granting Plaintiffs' Motion for Final Approval of Settlement, Entry of Final Judgment, and Award of Attorneys' Fees, Expenses and Plaintiffs' Incentive Payments. *See* Docket no. 491.

1           2.       On November 20, 2009, this Court awarded for future allocation a gross fee  
2       award of \$28,233,050.00 fee to Plaintiffs' Class Counsel. *See* Docket no. 520. Any challenge  
3       by Plaintiffs' Counsel to this allocation was referred to the Hon. Layn R. Phillips pursuant to  
4       Paragraph 22.9 of the Settlement Agreement, as approved and adopted by this Court.  
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6           3.       On September 15, 2010, this court entered its Order on Mandate that all appeals  
7       be dismissed. *See* Docket no. 706.

8           4.       Pursuant to the terms of the Settlement Agreement, the Effective Settlement Date  
9       was September 25, 2010.  
10

11          5.       At the request of all Plaintiffs' Counsels, the Hon. Layn R. Phillips issued his  
12       allocation pursuant to Section 22.9 of the Settlement Agreement on January 10, 2011. On or  
13       about that date, Co-Lead Robert J. Bonsignore notified Plaintiffs' Counsel of the allocation. Co-  
14       Lead Carolyn Beasley Burton was likewise instructed to provide a copy of the opinion and order  
15       to Class Counsel. All Class Counsels have been notified, as has Wal-Mart Stores, Inc.  
16

17               WHEREAS, no just cause exists to further delay the issuance of payment, Class Counsel  
18       and Co-Lead Counsel Robert Bonsignore move this Court to order the Claims Administrator to  
19       disburse payment without delay.

20       Respectfully submitted this 26th day of January 2011.  
21

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23       **Co-Lead Counsel:**

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25       /s/ Robert J. Bonsignore \_\_\_\_\_

26       Robert J. Bonsignore  
27

28       **Class Counsel:**

**State:**

Alabama /s/ G. Courtney French

G. Courtney French

Alaska /s/ Mark C. Choate

Mark C. Choate

Arkansas /s/ R. Deryl Edwards

R. Deryl Edwards

Connecticut /s/ Robert J. Bonsignore

Robert J. Bonsignore

/s/ Robin E. Brewer

Robin E. Brewer

/s/ Nicole Vamosi

Nicole Vamosi

/s/ Julie Baker

Julie Baker

/s/ Richard Kirchner

Richard Kirchner

/s/ Kelly Elam

Kelly Elam

Delaware /s/ Gary S. Nitsche

Gary S. Nitsche

Georgia /s/ Mark A. Tate

Mark A. Tate

/s/ Robert J. Bonsignore

Robert J. Bonsignore

Hawaii /s/ Wayne D. Parsons

Wayne D. Parsons

/s/ Arthur Y. Park

Arthur Y. Park

/s/ Laurent J. Remillard, Jr. /s/ John C. McLaren

Laurent J. Remillard, Jr. John C. McLaren

Idaho /s/ Paul C. EchoHawk

Paul C. EchoHawk

Louisiana /s/ Vincent Glorioso III

Vincent Glorioso III

Maine /s/ Ivy L. Frignoca

Ivy L. Frignoca

Maryland /s/ Donald S. Goldbloom

Donald S. Goldbloom

Michigan /s/ Daniel D. Ambrose

Daniel D. Ambrose

Montana /s/ Cynthia K. Smith

Cynthia K. Smith

Nebraska /s/ Christopher P. Welsh

Christopher P. Welsh

Nevada /s/ Dirk A. Ravenholt

Dirk A. Ravenholt

New Hampshire /s/ D. Michael Noonan

D. Michael Noonan

North Carolina

/s/ Craig O. Asbill

Craig O. Asbill

North Dakota

/s/ Franklin D. Azar

/s/ Rodney P. Bridgers

Franklin D. Azar

Rodney P. Bridgers

/s/ Nathan J. Axvig

Nathan J. Axvig

Ohio

/s/ J. Thomas Henretta

J. Thomas Henretta

Oregon

/s/ Ernest Warren, Jr.

Ernest Warren, Jr.

Rhode Island

/s/ Jeffrey M. Padwa

Jeffrey M. Padwa

South Carolina

/s/ Pamela Mullis

Pamela Mullis

South Dakota

/s/ Matthew Tobin

Matthew Tobin

Texas

/s/ Thomas H. Johnson

Thomas H. Johnson

Utah /s/ Glen W. Neeley

Glen W. Neeley

Virginia /s/ Stephen M. Smith

Stephen M. Smith

West Virginia /s/ Troy N. Giatras

Troy N. Giatras

Wisconsin /s/ Jay A. Urban

Jay A. Urban

Wyoming /s/ Laurence W. Stinson

Laurence W. Stinson

Puerto Rico /s/ Fred Schultz

Fred Schultz

**CERTIFICATE OF SERVICE**

I hereby certify that on January 26, 2011, a copy of the foregoing ***Notice of Allocation Order and Request for Court Order Instructing Claims Administrator to Release Payment of Attorneys' Fees to Plaintiffs' Class Counsels*** was filed electronically [and served by mail on anyone unable to accept electronic filing]. Notice of this filing will be sent by e-mail to all parties by operation of the Court's electronic filing system [or by mail to anyone unable to accept electronic filing]. Parties may access this filing through the Court's system.

/s/ Robert J. Bonsignore  
Robert J. Bonsignore